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7 United States of America
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11 IN THE UNITED STATES DISTRICT COURT
12 EASTERN DISTRICT OF CALIFORNIA

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14 UNITED STATES OF AMERICA,
15 Plaintiff,
v.
16 FAYTH SHAMARIAH JONES,
17 Defendant.

CASE NO. 2:20-CR-00032-01 WBS
STIPULATION REGARDING EXCLUDABLE
TIME PERIODS UNDER SPEEDY TRIAL ACT;
FINDINGS AND ORDER

18
19 STIPULATION

Plaintiff United States of America, by and through its counsel of record, and defendant, by and through defendant's counsel of record, hereby stipulate as follows:

- 20 1. By previous order, this matter was set for status on October 4, 2021.
- 21 2. By this stipulation, defendant now moves to continue the status conference until
November 15, 2021 at 9:00 a.m., and to exclude time between October 4, 2021, and November 15,
2021, under Local Code T4.
- 22 3. The parties agree and stipulate, and request that the Court find the following:
 - 23 a) The discovery in this case includes many hours of video footage, multiple written
reports, and numerous photographs. All of this discovery has been either produced directly to
counsel and/or made available for inspection and copying. In addition, the government produced
approximately 6,000 jail calls from Jones's former co-defendants – Scott and Carney. Since

1 their disclosure in May 2021, Ms. Jones's counsel, Mr. Thompson, has been diligently reviewing
2 these calls. However, these calls number in the hundreds of hours. In addition, the parties have
3 been working diligently toward resolution of the case and anticipate a guilty plea may occur at
4 the next court appearance.

5 b) Counsel for defendant desires additional time to review the discovery referenced
6 above and consult with his client about resolving the case.

7 c) Counsel for defendant believes that failure to grant the above-requested
8 continuance would deny him/her the reasonable time necessary for effective preparation, taking
9 into account the exercise of due diligence.

10 d) The government does not object to the continuance.

11 e) Based on the above-stated findings, the ends of justice served by continuing the
12 case as requested outweigh the interest of the public and the defendant in a trial within the
13 original date prescribed by the Speedy Trial Act.

14 f) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,
15 et seq., within which trial must commence, the time period of October 4, 2021 to November 15,
16 2021, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code
17 T4] because it results from a continuance granted by the Court at defendant's request on the basis
18 of the Court's finding that the ends of justice served by taking such action outweigh the best
19 interest of the public and the defendant in a speedy trial.

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1 4. Nothing in this stipulation and order shall preclude a finding that other provisions of the
2 Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial
3 must commence.

4 IT IS SO STIPULATED.

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6 Dated: September 27, 2021

PHILLIP A. TALBERT
Acting United States Attorney

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8 /s/ JASON HITT
9 JASON HITT
10 Assistant United States Attorney

11 Dated: September 27, 2021

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13 /s/ JARED THOMPSON
14 JARED THOMPSON
15 Counsel for Defendant
16 FAYTH SHAMARIAH JONES

17 **FINDINGS AND ORDER**

18 IT IS SO FOUND AND ORDERED

19 Dated: September 28, 2021

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21 WILLIAM B. SHUBB
22 UNITED STATES DISTRICT JUDGE